



General Assembly

Substitute Bill No. 6664

January Session, 2023



AN ACT CONCERNING MANAGING WASTE AND CREATING A WASTE AUTHORITY.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2023*) (a) For the purposes of this
2 section:

3 (1) "Break-even point" means the minimum number of reuses after
4 which a covered material designed for reuse is environmentally
5 preferable to a comparable covered material intended for discard after
6 a single use;

7 (2) "Commissioner" means the Commissioner of Energy and
8 Environmental Protection;

9 (3) "Covered materials" means packaging, packaging-like products
10 and paper materials. "Covered materials" does not include any material
11 that could become unsafe or unsanitary to recycle by virtue of the
12 anticipated use of the material or design of the material, as provided for
13 in the stewardship plan approved pursuant to this section;

14 (4) "Department" means the Department of Energy and
15 Environmental Protection;

16 (5) "Packaging" means any container or material used for the

17 containment, protection, handling, delivery or presentation of goods
18 that are intended for the consumer market, including through an
19 Internet transaction. "Packaging" does not include: (A) Any container or
20 material used for the multiyear protection or storage of a product; (B)
21 any beverage container subject to the provisions of section 22a-243 of
22 the general statutes; (C) any container for architectural paint, as defined
23 in section 22a-904 of the general statutes, that is recycled through a paint
24 stewardship program that is in operation and that has been approved
25 by the department pursuant to section 22a-904a of the general statutes;
26 or (D) any other containers or materials collected through any other
27 stewardship program;

28 (6) "Packaging-like products" means the following products that are
29 intended for the consumer market, including through an Internet
30 transaction, that are not packaging and are ordinarily discarded after a
31 single use or short-term use, whether or not they could be reused: (A)
32 Food containers, including, but not limited to, take-out food containers,
33 (B) foil and wraps, (C) bags, (D) boxes, (E) straws and items used to stir
34 beverages, (F) utensils, plates, bowls and cups, (G) party supplies, and
35 (H) objects purchased by or supplied to consumers expressly for the
36 purpose of protecting, containing or transporting commodities or
37 products;

38 (7) "Packaging stewardship program" or "program" means a program
39 implemented under this section by a responsible party or stewardship
40 organization;

41 (8) "Paper materials" means paper that is not packaging and that is
42 printed with text or graphics or intended to be printed with text or
43 graphics as a medium for communicating information, including, but
44 not limited to: (A) Newsprint and inserts; (B) magazines and catalogs;
45 (C) paper used for copying, writing or other general use; (D) telephone
46 directories; (E) flyers; (F) brochures; and (G) booklets. "Paper materials"
47 does not include bound reference, literary or textbooks;

48 (9) "Stewardship plan" or "plan" means a plan described in subsection

49 (e) of this section that describes the manner in which a packaging
50 stewardship program will be administered and operated;

51 (10) "Post-consumer recycled material" means a material or product
52 that was made or manufactured from materials that have completed
53 their intended end use and product life cycle, from households or by
54 commercial, industrial or institutional facilities and that have been
55 separated from the solid waste stream for the purposes of collection and
56 recycling;

57 (11) "Post-consumer recycled content" means the amount of post-
58 consumer recyclable material used in the manufacture or production of
59 a new product. "Post-consumer recycled content" does not include
60 preconsumer or post-industrial secondary material, including, but not
61 limited to, by-products or materials generated from, and commonly
62 used within, an original manufacturing and fabrication process;

63 (12) "Reasonable rate" means the funding rate calculated and
64 dispersed by a responsible party or stewardship organization using a
65 formula approved by the Commissioner of Energy and Environmental
66 Protection and that may vary for: (A) Any municipality that elects to
67 collect, transport, process and market covered materials through its own
68 municipal crew or fleet, (B) any municipality that elects to provide for
69 collection, transportation, processing and marketing of covered
70 materials through a contract with a service provider, or (C) a service
71 provider that collects, transports, processes and markets covered
72 materials through a subscription. "Reasonable rate" for a municipality
73 includes consideration of (i) the cost to collect, transport, process and
74 market covered materials, (ii) the cost to collect and transport covered
75 materials, container rental and fund staff at a transfer station, and (iii)
76 population density of the municipality;

77 (13) "Recycling" means the transforming or remanufacturing of a
78 covered material or a covered material's components and by-products
79 into usable or marketable materials in lieu of virgin materials.
80 "Recycling" does not include landfill disposal, incineration, energy

81 recovery or energy generation by means of combustion, or final
82 conversion to a fuel, of a covered material or covered material's
83 components and by-products. "Recycling" for plastics includes a
84 feedstock that is converted to a raw material that is used for the
85 manufacture of new products;

86 (14) "Recycled" means: (A) For sorted glass, that such material does
87 not require further processing before entering a glass furnace or before
88 use in the production of filtration media, abrasive materials, glass fiber
89 insulation or construction materials; (B) for sorted metal, that such
90 material does not require further processing before entering a smelter
91 or furnace; (C) for sorted paper, that such material does not require
92 further processing before entering a pulping operation; and (D) for
93 sorted plastic, that such material does not require further processing
94 before entering a pelletization, extrusion or molding operation or, in the
95 case of plastic flakes, that such material does not require further
96 processing before use in a final product;

97 (15) "Responsible party" means any person that is determined to be
98 the responsible party for a covered material, as described in subsection
99 (b) of this section;

100 (16) "Retailer" means any person who sells or offers for sale a product
101 to a consumer, including sales made through an Internet transaction to
102 be delivered to a consumer in this state;

103 (17) "Reuse" or "reusable" means, with respect to a covered material,
104 that the covered material (A) is capable of being refilled or reused for its
105 original purpose and the responsible party or a designated third party
106 for that covered material provides a program for the consumer to refill
107 the covered material; or (B) the responsible party or a designated third
108 party for that covered material provides a program where the covered
109 material is collected and refilled or reused by the responsible party or
110 another responsible party, provided such program meets or exceeds any
111 recovery, recycling and reuse performance goals established pursuant
112 to this section and such covered materials are designed to be reused and

113 refilled within the material's life cycle to the break-even point with a
114 comparable discarded covered material; and

115 (18) "Stewardship organization" means a nonprofit organization,
116 association or entity that assumes the responsibilities, obligations and
117 liabilities under this section of multiple responsible parties for covered
118 materials.

119 (b) The responsible party for a covered material shall be determined
120 as follows:

121 (1) For covered materials sold, offered for sale or distributed at a
122 physical retail location in the state: (A) The responsible party is the
123 person who manufactures the covered material or good sold in covered
124 material if the covered material or good is sold under the manufacturer's
125 own brand or is sold in covered materials that lack identification of a
126 brand; (B) if the covered material or good is manufactured by a person
127 other than the brand owner, the responsible party is the person that is
128 the licensee of a brand or trademark under which the covered material
129 or good is used in a commercial enterprise, sold, offered for sale or
130 distributed in or into this state, whether or not the trademark is
131 registered in this state; and (C) if there is no person described in
132 subparagraph (A) or (B) of this subdivision within the United States, the
133 responsible party is the person that imports the covered material or
134 good into the United States for use in a commercial enterprise that sells,
135 offers for sale or distributes the covered material or good into this state.

136 (2) For covered materials sold or distributed in or into this state via
137 remote sale or distribution: (A) The responsible party for a covered
138 material used to directly protect or contain a good, whether or not the
139 good is a covered material, is the same as the responsible party for
140 purposes of subdivision (1) of this subsection, and (B) the responsible
141 party for the covered material used to ship a good to a consumer,
142 whether or not the good is a covered material, is the person that offers
143 the good for sale or distribution if there is not otherwise an identified
144 brand that appears on the covered material.

145 (c) On or before January 1, 2025, any responsible party or stewardship
146 organization authorized to operate and administer a program on its
147 behalf that intends to submit a stewardship plan pursuant to subsection
148 (e) of this section shall register with the Commissioner of Energy and
149 Environmental Protection, provided any responsible party or
150 stewardship organization operating on behalf of responsible parties
151 may submit a registration for approval to the commissioner in
152 accordance with this subsection after January 1, 2025. A responsible
153 party shall only participate in one stewardship organization for each of
154 such party's type of covered material. Such registration shall be on a
155 form prescribed by the commissioner and shall: (1) Identify each
156 responsible party that intends to authorize the stewardship
157 organization to operate and administer a program on its behalf, (2)
158 provide the name, address and contact information of any person
159 responsible for ensuring the responsible party or stewardship
160 organization and the responsible parties that have authorized the
161 stewardship organization to operate a program on such parties' behalf
162 comply with the requirements of this section, and (3) describe a scope of
163 work for a study conducted by a third party that the responsible party
164 or stewardship organization intends to fund to assess recycling and
165 covered materials management needs in the state. Such scope of work
166 may build on the plan developed pursuant to section 22a-228 of the
167 general statutes to assess (A) the current rates of recycling for each
168 covered material with regard to the performance goals described in this
169 section, to the extent available, (B) current funding needs affecting
170 recycling access and availability in the state, (C) the capacity, costs and
171 needs associated with the collection, transportation and processing of
172 covered materials in the state, (D) the net cost of end-of-life management
173 of discarded covered materials, including the cost of collection,
174 transportation and processing of recyclables and municipal solid waste
175 incinerated or landfilled inside or outside the state, (E) the availability
176 of opportunities in the recycling and reuse systems for minority and
177 women-owned businesses, (F) barriers affecting recycling access and
178 availability in the state, (G) barriers to the marketability of recyclable
179 materials generated in the state, (H) opportunities for the creation of

180 packaging reuse and refill programs in the state, and (I) consumer
181 education needs in the state with respect to recycling and reducing
182 contamination in collected covered materials. The commissioner shall
183 make a determination whether to approve the scope of work required
184 by subdivision (3) of this subsection. In the event that the commissioner
185 disapproves such scope of work because it does not meet the
186 requirements of said subdivision, the commissioner shall notify, in
187 writing, the responsible party or stewardship organization of the
188 reasons for disapproval. The responsible party or stewardship
189 organization shall revise and resubmit the scope of work to the
190 commissioner not later than thirty days after receipt of notice of the
191 commissioner's disapproval notice. Not later than thirty days after
192 receipt of the revised scope of work, the commissioner shall review and
193 approve or disapprove the revised scope of work, and provide a notice
194 of determination to the responsible party or stewardship organization.
195 The responsible party or stewardship organization may resubmit a
196 revised scope of work to the commissioner for approval on not more
197 than one occasion. If the responsible party or stewardship organization
198 fails to submit a scope of work that is acceptable to the commissioner
199 because it does not meet the requirements of subdivision (3) of this
200 subsection, the commissioner shall modify a submitted scope of work to
201 make it conform to the requirements of said subdivision and approve it.
202 In deciding whether to approve any such scope of work, the
203 commissioner may consider prior registrations submitted by any
204 responsible party or stewardship organization. After the commissioner
205 approves a scope of work for a study, the responsible party or
206 stewardship organization shall cause such study to be conducted.

207 (d) (1) Not later than one hundred eighty days after a responsible
208 party or stewardship organization registers with the Commissioner of
209 Energy and Environmental Protection, the responsible party or
210 stewardship organization shall establish and nominate members to an
211 advisory committee to advise and provide comment to the responsible
212 party or stewardship organization regarding any plan prior to approval,
213 and any substantive changes to a program prior to submission in

214 accordance with the provisions of this section. Such advisory committee
215 shall meet not less than once a year or more frequently as needed, and
216 shall review any plans, revisions to a plan or substantive changes to a
217 plan prior to submission of such plan, revisions or changes to the
218 commissioner in accordance with the provisions of this section. The
219 advisory committee shall assume the responsibilities assigned to it
220 under this section for any and all subsequent responsible parties or
221 stewardship organizations.

222 (2) Any such advisory committee shall include, at a minimum (A) the
223 Commissioner of Energy and Environmental Protection, or the
224 commissioner's designee, (B) a representative from a municipal
225 association or municipal government, (C) a representative of a regional
226 or municipal waste management program, (D) an individual with
227 expertise in the development of recycling markets, (E) a representative
228 of a materials recycling facility located in the state, (F) a representative
229 of waste haulers or a regional waste management and recycling
230 organization, (G) a representative of a state-wide retail association, (H)
231 a representative of a nonprofit environmental advocacy organization, (I)
232 a representative of a community-based organization or an organization
233 representing equity and underrepresented stakeholders, (J) a
234 representative of a nonprofit organization dedicated to litter cleanup,
235 (K) an individual with expertise in environmental and human health,
236 (L) a representative of a manufacturer of packaging, (M) a
237 representative of a material supplier, and (N) a representative of
238 responsible parties.

239 (3) The Commissioner of Energy and Environmental Protection shall
240 approve all nominations to any such advisory committee and may add
241 new members to such advisory committee at the commissioner's
242 discretion. The commissioner may not approve an advisory committee
243 member to fulfill more than one of the membership categories provided
244 for in subdivision (2) of this subsection.

245 (e) On or before January 1, 2026, a responsible party or a stewardship
246 organization authorized to operate and administer a program on behalf

247 of responsible parties shall submit a stewardship plan for the
248 establishment of a packaging stewardship program described in this
249 subsection to the Commissioner of Energy and Environmental
250 Protection for approval. Any such packaging stewardship program
251 shall: (1) Minimize public sector involvement in the management of
252 covered materials, (2) to the greatest extent technologically feasible and
253 economically practical, manage covered materials in accordance with
254 the sustainable materials management priority provided for in
255 subsection (b) of section 22a-228 of the general statutes, (3) minimize
256 greenhouse gas emissions from the life cycles of covered materials and
257 from program operation, (4) negotiate and execute agreements to
258 collect, transport and process covered materials using environmentally
259 sound management practices, (5) provide for convenient and accessible
260 state-wide collection of covered materials that shall be at least as
261 convenient as the collection methods used as of the effective date of this
262 section, (6) ensure meaningful and continuous improvement of the
263 program, (7) develop and equitably assign to responsible parties a fee
264 sufficient to cover the costs of operating and administering the program
265 consistent with the requirements of this section, (8) provide technical
266 assistance to municipalities, regional associations, waste and recycling
267 collectors, transporters and processors and any other entity that
268 participates in the packaging stewardship program, as needed to
269 achieve compliance with the performance goals described in this
270 section, (9) provide for investment in existing and future reuse
271 programs, recycling infrastructure and end-market development in the
272 state, as needed to achieve compliance with the performance goals
273 described in this section, (10) provide consistent and ongoing outreach,
274 education and communication to consumers throughout the state
275 regarding participation in the program, and (11) for covered materials,
276 ensure compliance with sections 22a-255h to 22a-255m, inclusive, of the
277 general statutes and ensure continuous and meaningful reduced
278 toxicity of covered materials.

279 (f) Any stewardship plan submitted pursuant to this section shall be
280 submitted on a form prescribed by the Commissioner of Energy and

281 Environmental Protection and shall: (1) Identify each responsible party
282 that authorized the stewardship organization to operate and administer
283 the program on the party's behalf and the brands and types of covered
284 materials of the responsible parties participating in the stewardship
285 organization, (2) provide the name, address and contact information of
286 each person responsible for ensuring the stewardship organization and
287 the responsible parties that have authorized the stewardship
288 organization to operate such program on their behalf in compliance
289 with the provisions of this section, (3) include the results from the study
290 conducted pursuant to subsection (c) of this section, (4) describe how
291 the program will fund the net costs associated with the collection,
292 transportation, processing and marketing of covered materials,
293 including payments to public and private entities at a reasonable rate,
294 (5) propose state-wide performance goals, and a justification for each
295 goal, for each type of covered material sold in the state to be achieved
296 not later than five years after the implementation date of the program.
297 Such performance goals shall be technologically feasible and
298 economically practical and shall include (A) a minimum reduction rate
299 measured as the total reduction in the weight of each type of covered
300 material, (B) a minimum reuse rate measured as the total weight of each
301 type of covered material exempted from the program through transition
302 to a reuse program, (C) a minimum recovery rate measured as the total
303 weight of each type of covered material divided by the tons of such type
304 of covered material recovered through collection, (D) a minimum
305 recycling rate measured as the total weight of each type of covered
306 material divided by the tons of such type of covered material managed
307 through recycling, (E) a minimum post-consumer recycled content rate
308 measured as the percentage of total tons of each type of covered material
309 manufactured using post-consumer recycled content over a year, and
310 (F) a minimum contamination rate for recycling collection measured as
311 the percentage of total covered materials collected divided by the
312 weight of covered materials disposed after collection, (6) describe the
313 general process for state-wide, year-round convenient and accessible
314 collection and transportation of covered materials, including collection
315 from residences, multifamily apartment buildings, public spaces and

316 transfer stations and other residential recycling collection locations.
317 Such collection shall be at least as convenient as the system utilized as
318 of the effective date of this section and shall be provided at no cost to
319 residences and multifamily apartment buildings from which covered
320 materials are collected. Accessible collection of covered materials shall
321 include arrangement for the diverse physical and language needs of a
322 certain population, (7) describe how collected covered materials will be
323 marketed, including the names of contracted facilities and end markets.
324 For any covered material that will be marketed for use through a
325 method other than mechanical recycling, the plan shall describe: (A)
326 How the proposed method will affect the ability of the material to be
327 recycled into feedstock for the manufacture of new products, (B) how
328 the proposed method will affect the types and amounts of plastic
329 recycled for food and pharmaceutical-grade applications, (C) any
330 applicable air, water and waste permitting compliance requirements,
331 and (D) an analysis of the environmental impacts for the proposed
332 method compared to the environmental impacts of mechanical
333 recycling, incineration and landfill disposal as solid waste, (8) describe
334 how the program will provide technical assistance to municipalities,
335 regional associations, waste and recycling collectors, transporters and
336 processors and other entities that participate in the stewardship
337 program, (9) describe how the program will abate covered materials
338 litter in the state. Such program shall not include payments for litter
339 cleanup, but may include, but not be limited to, grants to nonprofits for
340 litter collection programs in the state, sponsorships and serving as
341 advisors to such nonprofits and litter prevention, reduction and
342 education programs, (10) describe how the program intends to provide
343 consistent and ongoing outreach, education and communication to
344 consumers throughout the state regarding participation in the program.
345 To the greatest extent feasible, the program shall ensure that any
346 educational materials developed for the program have consistent
347 branding and are consistent with RecycleCT Foundation educational
348 messaging and materials, and that educational materials are developed
349 to have applicability to all residents of the state, including, but not
350 limited to, residents with varying methods of collection of covered

351 materials, residents with multilingual needs, residents who live in
352 single-family or multifamily housing and residents who are
353 underserved by traditional methods of communication, (11) describe
354 how the program intends to provide for investment in existing and
355 future reuse programs, recycling infrastructure and end-market
356 development in the state, (12) include a description of a closure plan that
357 shall ensure that in the event the stewardship organization ceases to
358 exist or the commissioner suspends or revokes approval of an
359 implemented plan, the funds held by the stewardship organization will
360 (A) remain within a separate fund until the commissioner renews
361 approval of a plan, or (B) be transferred to a successor stewardship
362 organization, (13) if more than one responsible party or stewardship
363 organization registers with the commissioner to carry out the
364 requirements of this section, describe how each responsible party or
365 stewardship organization that submits a plan for approval intends to
366 collaborate with other responsible parties or product stewardship
367 organizations in the state, (14) describe how the responsible party or
368 stewardship organization intends to address the program needs
369 assessed through the approved study conducted pursuant to subsection
370 (c) of this section, and (15) include any other information required by
371 the commissioner.

372 (g) Nothing in this section shall preclude additional responsible
373 parties or stewardship organizations authorized to operate and
374 administer a program on behalf of responsible parties from submitting
375 plans for approval to the commissioner in accordance with this section
376 after January 1, 2025, provided a responsible party shall authorize only
377 one stewardship organization per type of covered material.

378 (h) Any stewardship organization, authorized by a responsible party
379 to operate and administer a program on its behalf, shall establish a fee
380 structure that covers, but does not exceed, the costs of (1) developing the
381 plan described in subsection (f) of this section, (2) operating and
382 administering the program described in subsection (e) of this section,
383 and (3) maintaining a financial reserve sufficient to operate the program

384 over a multiyear period of time in a fiscally prudent and responsible
385 manner. Such stewardship organization may update the fee schedule no
386 more than annually as needed, or as directed by the Commissioner of
387 Energy and Environmental Protection if the commissioner determines
388 that the modulations are insufficient to incentivize program or covered
389 materials redesign. Such fee schedule shall: (A) Reflect a responsible
390 party's share of covered materials sold in the state, (B) provide for a flat-
391 fee option to be assessed on a tiered basis such that any responsible
392 party other than a responsible party that is exempt and that generates
393 less than fifteen tons of covered materials in a calendar year, is required
394 to pay not more than five hundred dollars per ton of covered materials
395 to the stewardship organization pursuant to this subsection, regardless
396 of the type of covered material, and (C) for responsible parties that are
397 not exempt, reflect the cost to collect, process and market the type of
398 covered material sold in the state by a responsible party. Such fee
399 structure shall include, but not be limited to, modulations to payments
400 in a manner that incentivizes, through reduced fees, the following: (i)
401 The use of covered materials that have a longer life span, (ii) the use of
402 post-consumer recycled content in covered materials, (iii) increased
403 recyclability of covered materials, (iv) lower toxicity in covered
404 materials, (v) a reduction in the amount of covered materials used, (vi)
405 a reduction in the amount of a responsible party's covered materials in
406 litter, (vii) labeling of covered materials in such a way that reduces
407 consumer confusion, (viii) the use of covered materials that are recycled
408 in a country listed as a member of the Organization for Economic
409 Cooperation and Development, (ix) the use of covered materials that do
410 not disrupt recycling processes, and (x) the use of covered materials that
411 have lower associated greenhouse gas emissions.

412 (i) Nothing in this section shall prohibit a stewardship organization
413 from establishing and requiring by private agreement or contract the
414 payment of other fees associated with a covered material's supply chain
415 by third parties that are not responsible parties.

416 (j) Not later than one hundred eighty days after submission of a plan

417 pursuant to this section, the Commissioner of Energy and
418 Environmental Protection shall make a determination whether to
419 approve such plan. Prior to making such determination, the
420 commissioner shall post the plan on the Department of Energy and
421 Environmental Protection's Internet web site and accept public
422 comments on the plan. In the event that the commissioner disapproves
423 the plan because it does not meet the requirements of this section, the
424 commissioner shall describe the reasons for the disapproval in a notice
425 of determination that the commissioner shall provide to the responsible
426 party or stewardship organization, as applicable. The responsible party
427 or stewardship organization, as applicable, shall revise and resubmit the
428 plan to the commissioner not later than sixty days after receipt of notice
429 of the commissioner's disapproval notice. Not later than forty-five days
430 after receipt of the revised plan, the commissioner shall review and
431 approve or disapprove the revised plan and notify, in writing, the
432 responsible party or stewardship organization whether the revised plan
433 was approved or disapproved, and if disapproved, indicate the reasons
434 for disapproval. The responsible party or stewardship organization may
435 resubmit a revised plan to the commissioner for approval on not more
436 than two occasions. If the responsible party or stewardship organization
437 fails to submit a plan that is acceptable to the commissioner because it
438 does not meet the requirements of this section, the commissioner shall
439 modify a submitted plan to make it conform to the requirements of this
440 section and approve it. Not later than one hundred eighty days after the
441 approval of a plan pursuant to this section, the responsible party or
442 stewardship organization, as applicable, shall implement the approved
443 plan for a packaging stewardship program. In deciding whether to
444 approve any such plan, the commissioner may consider any of the
445 following: (1) The extent to which the advice and comments provided
446 by the advisory committee to the stewardship organization regarding
447 the plan and the process by which the stewardship organization intends
448 to include advice and comments regarding future program expansions
449 and improvements and the operation of the program were included in
450 the plan, (2) the ambition and achievability of performance goals in such
451 plan subdivision, including: (A) The specificity of material types, and

452 (B) the performance goals set in other jurisdictions, (3) the timeliness
453 and effectiveness of the plan to achieve the requirements of this section,
454 (4) whether the funding mechanism described in the plan by the
455 stewardship organization is reasonable and adequate to fund the costs
456 of such program in accordance with the provisions of this section, and
457 (5) the extent to which the plan adequately promotes the sustainable
458 materials management priority set forth in subsection (b) of section 22a-
459 228 of the general statutes and moves covered materials higher up the
460 sustainable materials management prioritization.

461 (k) Each responsible party or stewardship organization, as
462 applicable, shall submit any proposed substantive changes to a program
463 to the Commissioner of Energy and Environmental Protection for
464 approval and present said substantive changes to the applicable
465 advisory committee for comment. For the purposes of this subsection,
466 "substantive change" means: (1) A change in the processing facilities to
467 be used for covered materials collected pursuant to the program, or (2)
468 a material change to the system for collecting, transporting or
469 processing covered materials.

470 (l) Not later than three years after the implementation date of a
471 program, each responsible party or stewardship organization, as
472 applicable, shall submit updated performance goals to the
473 Commissioner of Energy and Environmental Protection that are based
474 on the experience of the program during the first three years of the
475 program.

476 (m) Each responsible party or stewardship organization, as
477 applicable, shall notify the Commissioner of Energy and Environmental
478 Protection of other material changes to such program on an ongoing
479 basis, without resubmission of the plan to the commissioner for
480 approval. Such changes shall include, but not be limited to, any change
481 in the composition, officers or contact information of such responsible
482 party or stewardship organization, as applicable.

483 (n) On and after the implementation date of a stewardship program

484 pursuant to this section, a responsible party's covered materials may not
485 be sold in the state unless the covered materials are managed under an
486 approved stewardship plan and the responsible party has submitted all
487 required information and fees to any applicable stewardship
488 organization that is authorized to operate and administer a program on
489 such party's behalf. Any new covered materials sold at retail or sold or
490 distributed through remote sale after the implementation date of a
491 stewardship program pursuant to this section shall be reported to the
492 Commissioner of Energy and Environmental Protection by such
493 stewardship organization. No retailer or distributor shall be found to be
494 in violation of the provisions of this subsection if, on the date the
495 covered material was ordered from the responsible party or its agent,
496 the responsible party was listed on the Department of Energy and
497 Environmental Protection's Internet web site in accordance with the
498 provisions of this section.

499 (o) Not later than October fifteenth of each year, each responsible
500 party or stewardship organization authorized to operate and administer
501 a stewardship program pursuant to this section shall submit an annual
502 report to the Commissioner of Energy and Environmental Protection on
503 a form prescribed by the commissioner. The commissioner shall post
504 such annual report on the Department of Energy and Environmental
505 Protection's Internet web site. Such report shall include: (1) A list of
506 responsible parties and the brands and types of covered materials of the
507 responsible parties participating in any such stewardship organization,
508 (2) the tonnage, by type, of covered materials sold in the state by
509 responsible parties during the prior year, (3) progress made toward
510 achieving the performance goals and an evaluation of the effectiveness
511 of methods and processes used to achieve such performance goals of the
512 program, (4) a description of how such stewardship organization
513 intends to improve the program in line with performance goals, if such
514 evaluation demonstrates the program is not achieving the approved
515 performance goals, (5) the tonnage, by type, of covered materials
516 managed through: (A) Recycling, (B) disposal, and (C) any other
517 method, (6) a description of how the processes, methods and end-

518 markets used to manage each type of covered material promoted the
519 sustainable materials management priority in subsection (b) of section
520 22a-228 of the general statutes, including for covered material that was
521 not managed through recycling, (7) a description of the efforts taken by
522 or on behalf of responsible parties or the stewardship organization, as
523 applicable, to minimize environmental and human health impacts
524 throughout the program operation and covered material life cycle and
525 to increase reusability or recyclability at the end of the material's life
526 cycle, (8) identification of covered materials that could be designed to
527 be refillable or reusable, (9) a detailed description of any strategic
528 investment in reuse and recycling infrastructure and end-market
529 development in the state, (10) the fee schedule developed by the
530 responsible party or stewardship organization, as applicable, for the
531 prior year, and a description of how the fees incentivized collection,
532 processing or redesign of covered materials pursuant to the
533 modulations described in this section, (11) the estimated fee schedule
534 for the next year, including the expected fee rate changes based on shifts
535 in material value, (12) a description of covered material litter abatement
536 efforts taken by, on behalf of, or funded by, the responsible party or
537 stewardship organization, as applicable, (13) a description of the
538 outreach, education and communication efforts taken by, on behalf of,
539 or funded by, the responsible party or stewardship organization, as
540 applicable, (14) recommendations for changes to the program, and (15)
541 any other information requested by the commissioner.

542 (p) Two years after the implementation of a stewardship program
543 pursuant to this section and every two years thereafter, or upon the
544 request of the Commissioner of Energy and Environmental Protection
545 but not more frequently than once per year, each responsible party or
546 stewardship organization, as applicable, authorized to operate and
547 administer a stewardship program pursuant to this section shall cause
548 an audit of the program to be conducted by an independent auditor.
549 Such audit shall review the accuracy of the responsible party or
550 stewardship organization's data concerning the program and provide
551 any other information requested by the commissioner, consistent with

552 the requirements of this section. Such audit shall be paid for by the
553 responsible party or stewardship organization, as applicable. The
554 responsible party or stewardship organization, as applicable, shall
555 maintain all records relating to any such: (1) Audit, (2) annual report
556 prepared or submitted pursuant to this section, and (3) such
557 stewardship program for not less than three years.

558 (q) The Commissioner of Energy and Environmental Protection may
559 require a plan to be reviewed or revised at any time if the commissioner
560 (1) has reason to believe the performance goals set pursuant to this
561 section are not being met or followed by a responsible party or
562 stewardship organization, as applicable, (2) has reason to believe the
563 performance goals set pursuant to this section are insufficient to drive
564 increased improvement in the stewardship program, or (3) determines
565 a change in circumstances warrants revision of the plan. The
566 commissioner may rescind approval of a stewardship plan at any time.

567 (r) A responsible party is exempt from the requirements of this
568 section if the responsible party: (1) Would otherwise be considered a
569 responsible party but is responsible for less than one ton of covered
570 materials per year in the state, (2) has a gross annual revenue of less than
571 two million dollars, or (3) is a municipality.

572 (s) If a responsible party can demonstrate to the satisfaction of the
573 applicable stewardship organization that a type of covered material sold
574 in the state by such responsible party achieved an eighty-five per cent
575 or greater recycling rate in the state during the prior calendar year, the
576 stewardship organization may reduce the fees owed by the responsible
577 party under this section to an amount that represents no more than the
578 costs associated with the collection and transportation for recycling in
579 the state of that type of covered material. Any reduced fees owed by a
580 responsible party pursuant to this subsection shall remain subject to the
581 adjustments described in this section.

582 (t) The Commissioner of Energy and Environmental Protection shall
583 exempt a covered material from the fee payment established in this

584 section if a responsible party can demonstrate to the commissioner that
585 said covered material is managed through a viable reuse program. In
586 order to obtain such exemption, the responsible party shall provide the
587 commissioner, on a form prescribed by the commissioner, with
588 information that demonstrates (1) such viability, necessity and
589 environmental benefit, and (2) how the responsible party intends to
590 recover and recycle reusable covered material at the end of the
591 material's life. The responsible party shall report to the commissioner
592 any substantive changes to such reuse program. The commissioner may
593 rescind an exemption issued pursuant to this subsection if the approved
594 reuse program no longer conforms to the information submitted by the
595 responsible party pursuant to this subsection.

596 (u) The Commissioner of Energy and Environmental Protection shall
597 not require the disclosure of any information that the commissioner
598 finds to be confidential information. For purposes of this subsection,
599 "confidential information" means any information that if made public
600 would divulge competitive business information, methods or processes
601 entitled to protection as trade secrets of such responsible party or
602 stewardship organization or information that would reasonably hinder
603 the responsible party or stewardship organization's competitive
604 advantage in the marketplace.

605 (v) Not later than three years after the approval of any stewardship
606 plan pursuant to this section, the Commissioner of Energy and
607 Environmental Protection shall submit a report, in accordance with the
608 provisions of section 11-4a of the general statutes, to the joint standing
609 committee of the General Assembly having cognizance of matters
610 relating to the environment that describes the results of the applicable
611 packaging stewardship program and that recommends modifications to
612 improve the functioning and efficiency of any such program, as
613 necessary.

614 (w) Not later than the implementation date of any stewardship
615 program authorized pursuant to this section, the Department of Energy
616 and Environmental Protection shall list the names of participating

617 responsible parties and the brands covered by such stewardship
618 program on the department's Internet web site.

619 (x) The Department of Energy and Environmental Protection shall
620 maintain online public records of registered stewardship organizations,
621 stewardship plans and plan amendments approved pursuant to this
622 section, annual reports submitted by the responsible party or
623 stewardship organization, as applicable, to the department, annual
624 reports by the department to the General Assembly and any other
625 information the department determines relevant to the provisions of
626 this section.

627 (y) Each responsible party or stewardship organization authorized to
628 operate and administer a stewardship program approved pursuant to
629 this section shall maintain a public Internet web site that shall, at a
630 minimum, provide the following information: (1) Each responsible
631 party that has authorized a stewardship organization to operate and
632 administer the stewardship program on its behalf and the brands and
633 types of covered materials of the responsible parties participating in
634 such packaging stewardship organization, and (2) all applicable plans
635 approved pursuant to this section, annual reports and audit results.

636 (z) Each responsible party, retailer or stewardship organization,
637 including a responsible party's, retailer's or stewardship organization's
638 officers, members, employees and agents that organize a packaging
639 stewardship program pursuant to this section shall be immune from
640 liability for the responsible party's, retailer's or stewardship
641 organization's conduct under state laws relating to antitrust, restraint of
642 trade, unfair trade practices and any other regulation of trade or
643 commerce only to the extent necessary to plan and implement the
644 responsible party's, retailer's or stewardship organization's stewardship
645 program in accordance with the provisions of this section.

646 (aa) Not later than July 1, 2024, the Commissioner of Energy and
647 Environmental Protection shall establish reasonable fees for
648 administering the program described in this section. All fees charged

649 shall be based on factors relative to the costs of administering such
650 program and shall fully cover but not exceed expenses incurred by the
651 commissioner for the implementation of such program, including
652 administrative fees associated with sections 22a-255h to 22a-255m,
653 inclusive, of the general statutes.

654 (bb) For covered materials collected, transported, processed or
655 marketed by a municipality directly or through a municipal contract
656 with a private service provider or where a municipality directly or
657 through a municipal contract with a service provider provides for
658 collection, transportation, processing or marketing of covered materials
659 from public spaces or operates a transfer station, the municipality may
660 elect to: (1) Continue provision of service without reimbursement, (2)
661 continue provision of service for a reimbursement at a reasonable rate
662 from a responsible party or stewardship organization authorized to
663 operate and administer a program pursuant to this section, or (3) if a
664 municipality does not elect to provide service, a responsible party or
665 stewardship organization authorized to operate and administer a
666 stewardship program pursuant to this section shall be responsible for
667 contracting with a private service provider for services and shall be
668 responsible for calculating and dispersing funding at a reasonable rate
669 for collection, transportation, processing and marketing by said private
670 service provider.

671 (cc) In the event that another state implements a stewardship
672 program for covered materials, or similar materials, a stewardship
673 organization authorized pursuant to this section may collaborate across
674 states to conserve efforts and resources used in carrying out a packaging
675 stewardship program, provided such collaboration is consistent with
676 the requirements of this section.

677 (dd) Packaging stewardship program costs shall not include covered
678 materials collected and managed through a municipal solid waste
679 disposal program but shall include materials collected and disposed
680 from a facility processing covered materials for recycling. Any
681 stewardship organization may establish standards for collection,

682 processing and marketing of covered materials, whether pursuant to a
683 contract or agreement with a municipality or service provider.

684 (ee) Any person who violates any provision of this section shall be
685 assessed a civil penalty not to exceed twenty-five thousand dollars, to
686 be fixed by the Superior Court, for each offense. Each violation shall be
687 a separate and distinct offense and, in the case of a continuing violation,
688 each day's continuance of such violation shall be deemed to be a
689 separate and distinct offense. The Attorney General, upon request of the
690 Commissioner of Energy and Environmental Protection, shall institute
691 a civil action in the superior court for the judicial district of Hartford to
692 recover such penalty.

693 (ff) Whenever, in the judgment of the Commissioner of Energy and
694 Environmental Protection, any person has engaged in or is about to
695 engage in any act, practice or omission that constitutes, or will
696 constitute, a violation of any provision of this section, the Attorney
697 General may, at the request of the commissioner, bring an action in the
698 superior court for the judicial district of Hartford to enjoin such act,
699 practice or omission and to seek an order of appropriate remedial
700 measures. Upon a showing by the commissioner that such person has
701 engaged in or is about to engage in such act, practice or omission, the
702 court may issue an order mandating compliance with the provisions of
703 this section, a permanent or temporary injunction, a restraining order or
704 other order, as appropriate.

705 (gg) If two or more persons are responsible for a violation of the
706 provisions of this section, such persons shall be jointly and severally
707 liable under this section.

708 (hh) Any action brought by the Attorney General pursuant to this
709 section shall have precedence in the order of trial as provided in section
710 52-191 of the general statutes.

711 (ii) Upon the effective date of a covered material's stewardship
712 program, the state intends to occupy the field of regulation for such

713 covered material's stewardship program consistent with the provisions
714 of this section. A local government may not adopt an ordinance
715 establishing, requiring the establishment of or otherwise regulating
716 stewardship programs for covered materials and, from the effective date
717 of such program, any ordinance or regulation that violates the
718 provisions of this subsection shall be void and has no force or effect.

719 (jj) Nothing in this section shall be construed to impact an entity's
720 eligibility for any state or local incentive or assistance program to which
721 such entity is otherwise eligible.

722 (kk) The Department of Energy and Environmental Protection may
723 opt in to a regional or national collaborative, in lieu of the requirements
724 in this section, if the regional or national program addresses the same or
725 similar covered materials and purpose of this section.

726 (ll) At such time as an enforceable federal covered materials
727 stewardship program is implemented, not later than one hundred
728 eighty days after the effective date of such federal program, the
729 Department of Energy and Environmental Protection shall determine
730 the applicability of such federal program with the requirements of this
731 section and may adopt participation in such federal program, in lieu of
732 the requirements of this section if the federal program addresses the
733 same or similar covered materials and purpose of this section.

734 (mm) No registered stewardship organization shall create any
735 unreasonable barrier for participation by responsible parties in such
736 stewardship organization.

737 (nn) Nothing in this section shall be construed to prohibit a person
738 who is not a responsible party from voluntarily participating in a
739 stewardship organization provided such person complies with all
740 requirements of this section.

741 (oo) The Department of Energy and Environmental Protection may
742 suspend or revoke a responsible party or stewardship organization's
743 approved plan if the department determines that (1) a violation or

744 repeated violations of this section occurred, or (2) such a violation had
745 a material impact on the implementation and administration of the
746 responsible party's or stewardship organization's plan.

747 (pp) Notwithstanding any provision of this section, the provisions of
748 this section shall not take effect until the October first following the date
749 that the Commissioner of Energy and Environmental Protection
750 recognizes the occurrence of both of the following: (1) Four states, not
751 including this state, enact a mandatory consumer packaging
752 stewardship law that is consistent with the provisions of this section,
753 provided one such state borders Connecticut; and (2) the aggregate
754 population of such states located in the northeast region of the United
755 States that have enacted a mandatory consumer packaging stewardship
756 law that is consistent with this section exceeds twenty million based on
757 2020 census figures.

758 Sec. 2. (NEW) (*Effective October 1, 2023*) (a) For purposes of this
759 section:

760 (1) "Department" means the Department of Energy and
761 Environmental Protection;

762 (2) "Commissioner" means the Commissioner of Energy and
763 Environmental Protection;

764 (3) "Beverage" means any potable liquid for human consumption,
765 unless used, designed or otherwise intended for use as infant formula,
766 medical food, medical beverage, food for special dietary use or as
767 fortified oral nutritional supplements;

768 (4) "Food for special dietary use" has the same meaning as provided
769 in 21 USC Section 105.3;

770 (5) "Medical food" and "infant formula" have the same meanings as
771 provided in the federal Food, Drug, and Cosmetic Act, 21 USC 21
772 Section 301 et seq.;

773 (6) "Plastic" means a manufactured or synthetic material made from
774 linking monomers through a chemical reaction to create a polymer chain
775 that can be molded or extruded at high heat into various solid forms;

776 (7) "Plastic beverage container" means any individual, sealable,
777 separate bottle, can, jar, carton or other container that is made of plastic
778 and intended to contain a beverage of not more than two gallons in
779 capacity. "Plastic beverage container" does not include any refillable
780 beverage container, including any container that is sufficiently durable
781 for multiple rotations of such container's original or similar purpose and
782 that is intended to function in a system of reuse;

783 (8) "Post-consumer recyclable material" means a material or product
784 generated by households or by commercial, industrial or institutional
785 facilities in the role of an end-user of the material or product that can no
786 longer be used for its intended purpose or that was returned from the
787 distribution chain and has been separated from the solid waste stream
788 for the purpose of collection and recycling;

789 (9) "Post-consumer recycled content" means the amount of post-
790 consumer recyclable material used in the manufacture or production of
791 a new product. "Post-consumer recycled content" does not include
792 preconsumer or post-industrial secondary waste material, including,
793 but not be limited to, materials and by-products generated from and
794 commonly used within an original manufacturing and fabrication
795 process;

796 (10) "Producer" means any person responsible for compliance with
797 minimum post-consumer recycled content requirements for a plastic
798 beverage container, including: (A) Any owner or licensee of a brand or
799 trademark for a plastic beverage container that is sold under such
800 owner's or licensee's owned or licensed brand or trademark regardless
801 of whether such trademark is registered in this state; (B) the
802 manufacturer of a plastic beverage container that lacks identification of
803 a brand at the point of sale or the person who manufactures such plastic
804 beverage container; and (C) if there is no other person described in this

805 subsection over whom the state can constitutionally exercise
806 jurisdiction, the person who imports or distributes the plastic beverage
807 container in or into the state;

808 (11) "Manufacturer" means any person that produces or generates a
809 plastic beverage container. "Manufacturer" does not include: (A) Any
810 government agency, municipality or other political subdivision of the
811 state, (B) any organization registered under Section 501(c)(3) or 501(c)(4)
812 of the Internal Revenue Code, or (C) any producer that annually sells,
813 offers for sale, distributes or imports into the country for sale in this state
814 (i) less than one ton of plastic beverage containers each year, or (ii)
815 plastic beverage containers that, in aggregate, generate less than one
816 million dollars each year in sales in the state; and

817 (12) "Person" has the same meaning as provided in section 22a-2 of
818 the general statutes.

819 (b) On and after July 1, 2025, any plastic beverage container offered
820 for sale or distributed in this state shall contain not less than fifteen per
821 cent post-consumer recycled content.

822 (c) On and after July 1, 2028, any plastic beverage container offered
823 for sale or distributed in this state shall contain not less than twenty-five
824 per cent post-consumer recycled content.

825 (d) On and after July 1, 2033, any plastic beverage container offered
826 for sale or distributed in this state shall contain not less than fifty per
827 cent post-consumer recycled content.

828 (e) On or before February 1, 2027, the commissioner, in accordance
829 with section 11-4a of the general statutes, shall submit to the joint
830 standing committee of the General Assembly having cognizance of
831 matters relating to the environment a report reviewing the minimum
832 post-consumer recycled content requirements of this section. Such
833 report shall include, but need not be limited to: (1) A determination of
834 whether the requirements of this section are achievable; (2) any
835 recommendations on whether the percentages contained in this section

836 require adjustment; and (3) any recommendations for the expansion of
837 post-consumer recycled content requirements to other packaging or
838 product categories and the attendant percentage requirements
839 recommended for each packaging or product category.

840 (f) Each producer shall achieve compliance with the post-consumer
841 recycled content requirements in this section based upon the portion of
842 such content, by weight, on average for each plastic beverage container.
843 The calculation of such average may be based on a producer's entire
844 plastic beverage container product line or by the separate product lines,
845 provided all of the producer's products are accounted for in such
846 calculation and all individual products with post-consumer recycled
847 content that are used in such calculation are sold in this state. Each
848 producer may include in such calculation the weight and material
849 content of liners, bladders, caps, lids, labels and any other packaging
850 component provided the inclusion of any such component included in
851 any annual report required by this section.

852 (g) On or before July 1, 2025, and annually thereafter, each producer
853 that offers for sale, sells, or distributes plastic beverage containers in or
854 into the state shall register with the commissioner, individually, or
855 through a third-party representative that registers with the
856 commissioner on behalf of a group of producers, in a form and manner
857 prescribed by the commissioner. Each producer or representative shall
858 remit an annual registration fee in an amount to be determined by the
859 commissioner. Such fee shall be scaled to reflect the market share of any
860 such producer or representative, adequate to cover the department's
861 cost to implement, administer, monitor and enforce the provisions of
862 this section and used exclusively for such purposes. The commissioner
863 may modify the amount of such annual registration fee, as necessary, to
864 reflect updated implementation costs. The registration information
865 submitted to the commissioner pursuant to this section shall include: (1)
866 A list of the producers of plastic beverage containers and the brand
867 names of the plastic beverage containers represented in the registration
868 submittal; (2) the average percentage of post-consumer recycled content

869 for plastic beverage containers sold into the state during the previous
870 twelve-month period; and (3) proof of a third party's certification of
871 compliance with the post-consumer recycled content requirements for
872 plastic beverage containers, as described in subsection (h) of this section.

873 (h) Beginning July 1, 2026, and annually thereafter, each producer
874 shall provide third-party certification of the minimum post-consumer
875 recycled content of all plastic beverage containers offered for sale in the
876 state, in writing, to the commissioner. Such certification shall be specific
877 to items sold into this state by such producer. If the commissioner
878 determines a certification is acceptable, such certification shall be
879 approved by the commissioner and published on the department's
880 Internet web site. An authorized representative of the producer shall
881 sign the certification. Each producer shall submit such certification, in
882 the form and manner determined by the commissioner, under penalty
883 of perjury. Such certification shall include the amount, in pounds, of
884 plastic, and the amount, in pounds, of post-consumer recycled material
885 used by the producer for any products subject to the requirements of
886 this section, and any other information as the commissioner deems
887 necessary.

888 (i) A producer may seek from the commissioner a waiver from the
889 requirements of this section. In seeking any such waiver, the producer
890 shall set forth the specific basis upon which the waiver is claimed,
891 indicate any applicable timeframe for such waiver request and submit
892 such proof as the commissioner determines to be necessary.

893 (j) The commissioner may participate in the establishment and
894 implementation of a multistate clearinghouse to assist in carrying out
895 the requirements of this section. Any such clearinghouse shall assist in
896 coordinating reviews of producer registrations, waiver requests and
897 certifications, recommend acceptable third-party certifications and
898 implement state reporting activities and any other related functions
899 pursuant to this section. Notwithstanding the requirements of
900 subsection (g) of this section, if the commissioner determines to
901 participate in such a clearinghouse, such participation may provide

902 producers the ability to register on a centralized portal offered by such
903 clearinghouse in lieu of a state-specific portal provided such registration
904 requirement shall not otherwise be affected by the use of any such
905 centralized portal.

906 Sec. 3. (NEW) (*Effective July 1, 2023*) The Commissioner of Energy and
907 Environmental Protection, on behalf of one or more municipalities,
908 municipal authorities or regional solid waste authorities, may issue a
909 request for proposals from providers of existing or proposed solid waste
910 materials management services, including, but not limited to, reuse,
911 recycling and composting, such as anerobic digestion, waste conversion,
912 energy and fuel recovery. From such proposals, the commissioner may
913 select one or more providers of existing or proposed solid waste
914 materials management services and, acting on behalf of and with the
915 consent of one or more municipalities, municipal solid waste authorities
916 or regional solid waste authorities, may enter into an agreement for the
917 management of solid waste from such municipalities or authorities at a
918 facility of such existing or proposed solid waste materials management
919 services. In selecting such proposal, the commissioner may consider all
920 relevant information, including, but not limited to the following factors:
921 (1) Consistency of such proposal with the state's solid waste
922 management plan; (2) the available capacity at an existing or proposed
923 facility; (3) the fee to be charged for the management of such solid waste;
924 (4) where any proposed facility is or will be located; and (5) the
925 likelihood that a proposed facility will be authorized and constructed.
926 Any agreement entered into pursuant to this section for the
927 management of solid waste at a proposed facility shall be contingent on
928 such facility receiving all required state and municipal permits and
929 authorizations and commencing operation by a date specified in such
930 agreement.

931 Sec. 4. Subsection (f) of section 22a-220 of the general statutes is
932 repealed and the following is substituted in lieu thereof (*Effective from*
933 *passage*):

934 (f) (1) On and after January 1, 1991, each municipality shall, consistent

935 with the requirements of section 22a-241b, make provisions for the
936 separation, collection, processing and marketing of items generated
937 within its boundaries as solid waste and designated for recycling by the
938 commissioner pursuant to subsection (a) of section 22a-241b. It shall be
939 the goal to recycle twenty-five per cent of the solid waste generated in
940 each municipality provided it shall be the goal to reduce the weight of
941 such waste by January 1, 2000, by an additional fifteen per cent by
942 source reduction as determined by reference to the state-wide solid
943 waste management plan established in 1991, or by recycling such
944 additional percentage of waste generated, or both. The provisions of this
945 subsection shall not be construed to require municipalities to enforce
946 reduction in the quantity of solid waste. On or before January 1, 1991,
947 each municipality shall: [(1)] (A) Adopt an ordinance or other
948 enforceable legal instrument setting forth measures to assure the
949 compliance of persons within its boundaries with the requirements of
950 subsection (c) of section 22a-241b and to assure compliance of collectors
951 with the requirements of subsection (a) of section 22a-220c, and [(2)] (B)
952 provide the Commissioner of Energy and Environmental Protection
953 with the name, address and telephone number of a person to receive
954 information and respond to questions regarding recycling from the
955 department on behalf of the municipality. The municipality shall notify
956 the commissioner within thirty days of its designation of a new
957 representative to undertake such responsibilities. A municipality may
958 by ordinance or other enforceable legal instrument provide for and
959 require the separation and recycling of other items in addition to those
960 designated pursuant to subsection (a) of section 22a-241b.

961 (2) A municipality may, by the adoption of a municipal ordinance or
962 other enforceable legal instrument to which the municipality is a party,
963 identify recyclable solid wastes not described in subdivision (1) of this
964 subsection, including, but not limited to, food scraps, food processing
965 residues, yard waste and other suitable recyclable organic material for
966 diversion to recycling facilities designed for the processing and
967 beneficial use of such wastes. For the purposes of this section and
968 section 22a-220a, as amended by this act, "food scraps" or "food

969 processing residues" does not include unused food that is suitable for
970 sale or donation for human or animal consumption.

971 Sec. 5. Section 22a-220 of the general statutes is amended by adding
972 subsection (k) as follows (*Effective October 1, 2023*):

973 (NEW) (k) On or before October 1, 2028, each municipality shall make
974 provisions for the separation and collection of food scraps. Each
975 municipality shall require any collector required to register annually
976 pursuant to section 22a-220a, as amended by this act, to separately
977 collect and transport such source separated food scraps to a facility
978 authorized to process food scraps in a manner that promotes a beneficial
979 use.

980 Sec. 6. Subsection (a) of section 22a-220a of the general statutes is
981 repealed and the following is substituted in lieu thereof (*Effective from*
982 *passage*):

983 (a) The legislative body of a municipality may designate the area
984 where solid waste generated within its boundaries by residential,
985 business, commercial or other establishments shall be disposed. The
986 disposal of such solid waste at any other area is prohibited, except that
987 a municipality may approve, in writing, disposal at another area, either
988 within or outside the boundaries of such municipality, prior to disposal.
989 A municipality may refuse to approve disposal at another area if such
990 disposal would adversely affect its solid waste disposal program. The
991 legislative body of a municipality may also designate where the
992 following items generated within its boundaries from residential
993 properties shall be taken for processing or sale: (1) Cardboard, (2) glass,
994 food and beverage containers, (3) leaves, (4) metal food and beverage
995 containers, (5) newspapers, (6) storage batteries, (7) waste oil, [and] (8)
996 plastic food and beverage containers, (9) food scraps, and (10) food
997 processing residues. The processing or sale of such items at any other
998 area shall be prohibited, except that a municipality may approve, in
999 writing, processing or sale elsewhere, either within or outside the
1000 boundaries of such municipality, prior to processing or sale. A

1001 municipality may refuse to approve processing or sale elsewhere if such
1002 processing or sale would adversely affect its recycling program. For
1003 purposes of sections 22a-208e, 22a-208f, 22a-220, as amended by this act,
1004 this section, sections 22a-220c, 22a-241b, 22a-241e, and subsection (c) of
1005 section 22a-241g, residential property means real estate containing one
1006 or more dwelling units but shall not include hospitals, motels or hotels.

1007 Sec. 7. Subdivision (3) of subsection (a) of section 22a-226e of the
1008 general statutes is repealed and the following is substituted in lieu
1009 thereof (*Effective from passage*):

1010 (3) On and after January 1, 2022, each commercial food wholesaler or
1011 distributor, industrial food manufacturer or processor, supermarket,
1012 resort or conference center that is located not more than twenty miles
1013 from either an authorized source-separated organic material
1014 composting facility, authorized transfer station or other collection
1015 location authorized to receive source-separated organic materials, and
1016 that generates an average projected volume of not less than twenty-six
1017 tons per year of source-separated organic materials, shall: (A) Separate
1018 such source-separated organic materials from other solid waste; and (B)
1019 ensure that such source-separated organic materials are recycled at any
1020 authorized source-separated organic material composting facility that
1021 has available capacity and that will accept such source-separated
1022 organic material. On and after January 1, 2025, the requirements of this
1023 subdivision shall additionally apply to each institution. For the
1024 purposes of this section "institution" means any establishment engaged
1025 in providing hospitality, entertainment or rehabilitation and health care
1026 services, and any hospital, local or regional board of education or
1027 correctional facility.

1028 Sec. 8. Section 22a-232 of the general statutes is repealed and the
1029 following is substituted in lieu thereof (*Effective July 1, 2023*):

1030 (a) There shall be paid to the Commissioner of Revenue Services by
1031 the owner of any resources recovery facility one dollar per ton of solid
1032 waste processed at the facility beginning on the date of commencement

1033 of commercial operation of the facility for calendar quarters
1034 commencing on or after October 1, 1987, until September 30, 2003. For
1035 calendar quarters commencing on and after October 1, 2003, the owner
1036 of any resources recovery facility shall pay to the Commissioner of
1037 Revenue Services one dollar and fifty cents per ton of solid waste
1038 processed at such facility.

1039 (b) Each owner of a resources recovery facility subject to the
1040 assessment as provided by this section shall submit a return quarterly
1041 to the Commissioner of Revenue Services, applicable with respect to the
1042 calendar quarter beginning October 1, [1987] 2023, and each calendar
1043 quarter thereafter, on or before the last day of the month immediately
1044 following the end of each such calendar quarter, on a form prescribed
1045 by the commissioner, together with payment of the quarterly
1046 assessment determined and payable in accordance with the provisions
1047 of subsection (a) of this section.

1048 (c) Whenever such assessment is not paid when due, a penalty of ten
1049 per cent of the amount due or fifty dollars, whichever is greater, shall be
1050 imposed, and such assessment shall bear interest at the rate of one per
1051 cent per month or fraction thereof until the same is paid. The
1052 Commissioner of Revenue Services shall cause copies of a form
1053 prescribed for submitting returns as required under this section to be
1054 distributed throughout the state. Failure to receive such form shall not
1055 be construed to relieve anyone subject to assessment under this section
1056 from the obligations of submitting a return, together with payment of
1057 such assessment within the time required.

1058 (d) Any person or municipality liable for the service fee for solid
1059 waste delivered to a facility whose owner is subject to [the] an
1060 assessment imposed by subsection (a) of this section shall reimburse the
1061 owner for any assessment paid for the solid waste delivered by such
1062 person or municipality. [The] Such an assessment shall be a debt from
1063 the person or municipality responsible for paying such service fee to the
1064 owner.

1065 (e) The provisions of sections 12-548 to 12-554, inclusive, and section
1066 12-555a shall apply to the provisions of this section in the same manner
1067 and with the same force and effect as if the language of said sections 12-
1068 548 to 12-554, inclusive, and section 12-555a had been incorporated in
1069 full in this section, except that to the extent that any such provision is
1070 inconsistent with a provision in this section and except that the term
1071 "tax" shall be read as "solid waste assessment".

1072 (f) Two million eight hundred thousand dollars of the proceeds from
1073 the assessments imposed pursuant to subsection (a) of this section shall
1074 be deposited by the Commissioner of Revenue Services into the General
1075 Fund and any remaining funds from such assessments shall be
1076 deposited by the commissioner into the sustainable materials
1077 management account established in section 16-244bb, as amended by
1078 this act.

1079 Sec. 9. Subsection (a) of section 22a-241l of the general statutes is
1080 repealed and the following is substituted in lieu thereof (*Effective from*
1081 *passage*):

1082 (a) For the purposes of this section, ["customer" means a business
1083 and] "collector" means any person offering collection services for solid
1084 waste or designated recyclable [item collection services] items and
1085 "designated recyclable items" means any items designated for recycling
1086 or to be recycled pursuant to: (1) Subsection (a) of section 22a-241b, (2)
1087 section 22a-208v or 22a-256a, or (3) a municipal ordinance or other
1088 enforceable legal instrument to which a municipality is a party.

1089 Sec. 10. (NEW) (*Effective July 1, 2023*) (a) There is established the
1090 Connecticut Waste Authority. The Connecticut Waste Authority shall
1091 constitute a successor authority to the Materials Innovation and
1092 Recycling Authority in accordance with the provisions of sections 4-38d,
1093 4-38e and 4-39 of the general statutes.

1094 (b) Wherever the words "Materials Innovation and Recycling
1095 Authority" are used in any public or special act of 2023 or in the

1096 following sections of the general statutes, the words "Connecticut Waste
1097 Authority" shall be substituted in lieu thereof: 1-79, 1-120, 1-124, 1-125,
1098 3-24d, 3-24f, 7-329a, 12-412, 12-459, 16-1, 16-245, 16-245b, 22a-208a, 22a-
1099 208v, 22a-209h, 22a-219b, 22a-220, as amended by this act, 22a-241, 22a-
1100 260, 22a-263a, 22a-263b, 22a-268a, 22a-268b, 22a-268g, 22a-270a, 22a-
1101 272a, 22a-282, 22a-283, 22a-284, 32-1e and 32-658.

1102 (c) The Legislative Commissioners' Office shall, in codifying the
1103 provisions of this section, make such conforming, technical,
1104 grammatical and punctuation changes as are necessary to carry out the
1105 purposes of this section.

1106 Sec. 11. (NEW) (*Effective July 1, 2023*) (a) In addition to the purposes,
1107 powers and responsibilities vested in the Connecticut Waste Authority
1108 pursuant to chapter 446e of the general statutes, the Connecticut Waste
1109 Authority shall: (1) Identify the immediate environmental needs and
1110 knowledge necessary for future redevelopment of the authority's
1111 properties located at 300 Maxim Road in Hartford and 100 Reserve Road
1112 in Hartford, (2) continue to operate the authority's transfer stations until
1113 acceptable alternatives, operated by entities other than the authority,
1114 become available, as determined by the Commissioner of Energy and
1115 Environmental Protection, and (3) wind down the authority's
1116 operations and activities in an orderly and responsible manner, that
1117 may include, but is not limited to, the marketing and sale of the
1118 authority's surplus real and personal property.

1119 (b) Not later than January 1, 2024, the authority shall submit a report,
1120 in accordance with the provisions of section 11-4a of the general statutes
1121 to the Secretary of the Office of Policy and Management and the joint
1122 standing committees of the General Assembly having cognizance of
1123 matters relating to the environment and planning and development.
1124 Such report shall include a plan and timeline for the activities set forth
1125 in subdivisions (1) to (3), inclusive, of subsection (a) of this section.

1126 (c) The authority and any other state agency may enter into one or
1127 more memoranda of understanding that will facilitate the authority's

1128 purposes, powers and responsibilities under chapter 446e of the general
1129 statutes and subsection (a) of this section, provided any such
1130 memorandum of understanding shall terminate as of June 30, 2025.

1131 Sec. 12. (NEW) (*Effective from passage*) (a) Notwithstanding any
1132 provision of the general statutes, the provisions of sections 10 to 17,
1133 inclusive, of this act shall not be construed to modify the liability of any
1134 person who: (1) Established a resources recovery facility, (2) created a
1135 condition or who is maintaining any such facility or condition that may
1136 reasonably be expected to create a source of pollution to the waters of
1137 the state, or (3) is the certifying party to the transfer of such a facility.

1138 (b) Notwithstanding the requirements of sections 22a-134a to 22a-
1139 134e, inclusive, 22a-134h and 22a-134i of the general statutes, any
1140 conveyance of real property or business operations authorized or
1141 required by the provisions of sections 10 to 17, inclusive, of this act, from
1142 the Materials Innovation and Recycling Authority to the Connecticut
1143 Waste Authority, or from the Connecticut Waste Authority to the
1144 Department of Administrative Services shall not constitute the transfer
1145 of an establishment for purposes of chapter 445 of the general statutes.

1146 (c) (1) Notwithstanding the requirements of section 22a-60 of the
1147 general statutes, upon transfer of ownership or oversight of a permitted
1148 facility owned or operated by the Materials Innovation and Recycling
1149 Authority to the Connecticut Waste Authority any permits or licenses
1150 held by the Materials Innovation and Recycling Authority shall be
1151 deemed to be transferred to the Connecticut Waste Authority and shall
1152 continue in full force and effect.

1153 (2) Notwithstanding the requirements of section 22a-60 of the general
1154 statutes, upon transfer of ownership or oversight of a permitted facility
1155 owner or operated by the Connecticut Waste Authority to the
1156 Department of Administrative Services, any permits or licenses held by
1157 the Connecticut Waste Authority shall be deemed to be transferred to
1158 the Department of Administrative Services and shall continue in full
1159 force and effect.

1160 Sec. 13. (NEW) (*Effective from passage*) The funds possessed by the
1161 Materials Innovation and Recycling Authority, established pursuant to
1162 section 22a-260a of the general statutes, shall not constitute surplus
1163 revenues and shall be deemed necessary to provide support for the
1164 authority's properties systems and facilities, including any
1165 environmental remediation of such properties, systems and facilities.
1166 Such funds shall not be distributed or redistributed to the users of the
1167 authority's services. Users of the authority's services shall be liable for
1168 the environmental remediation costs of the authority's properties,
1169 systems and facilities if, and to the extent, any funds were distributed or
1170 redistributed by the authority to such users on or after January 1, 2023.

1171 Sec. 14. (*Effective July 1, 2023*) Notwithstanding any provision of the
1172 general statutes, the sum of two million dollars shall be transferred from
1173 the resources of the Connecticut Waste Authority and shall be deposited
1174 into a nonlapsing account of the General Fund established by the
1175 Secretary of the Office of Policy and Management. Moneys in the
1176 account shall be allocated in such amounts and at such times as
1177 determined by the Secretary of the Office of Policy and Management to
1178 fund activities related to the provisions of sections 10 to 17, inclusive, of
1179 this act.

1180 Sec. 15. Section 22a-261 of the general statutes is repealed and the
1181 following is substituted in lieu thereof (*Effective July 1, 2023*):

1182 (a) There is hereby established and created a body politic and
1183 corporate, constituting a public instrumentality and political
1184 subdivision of the state of Connecticut established and created for the
1185 performance of an essential public and governmental function, to be
1186 known as the [Materials Innovation and Recycling] Connecticut Waste
1187 Authority. The authority shall not be construed to be a department,
1188 institution or agency of the state.

1189 (b) On and after [June 1, 2002, the] July 1, 2023, the terms of the board
1190 of the Materials Innovation and Recycling Authority shall terminate and
1191 the powers of the [authority] Connecticut Waste Authority shall be

1192 vested in and exercised by a board of directors, which shall consist of
1193 eleven directors as follows: [Three appointed by the Governor, one of
1194 whom is a municipal official of a municipality having a population of
1195 fifty thousand or less and one of whom has extensive, high-level
1196 experience in the energy field; two appointed by the president pro
1197 tempore of the Senate, one of whom is a municipal official of a
1198 municipality having a population of more than fifty thousand and one
1199 of whom has extensive high-level experience in public or corporate
1200 finance or business or industry; two appointed by the speaker of the
1201 House of Representatives, one of whom is a municipal official of a
1202 municipality having a population of more than fifty thousand and one
1203 of whom has extensive high-level experience in public or corporate
1204 finance or business or industry; two appointed by the minority leader
1205 of the Senate, one of whom is a municipal official of a municipality
1206 having a population of fifty thousand or less and one of whom has
1207 extensive high-level experience in public or corporate finance or
1208 business or industry; two appointed by the minority leader of the House
1209 of Representatives, one of whom is a municipal official of a municipality
1210 having a population of fifty thousand or less and one of whom has
1211 extensive, high-level experience in the environmental field. No director
1212 may be a member of the General Assembly. The appointed directors
1213 shall serve for terms of four years each, provided, of the directors first
1214 appointed for terms beginning on June 1, 2002, (1) two of the directors
1215 appointed by the Governor, one of the directors appointed by the
1216 president pro tempore of the Senate, one of the directors appointed by
1217 the speaker of the House of Representatives, one of the directors
1218 appointed by the minority leader of the Senate and one of the directors
1219 appointed by the minority leader of the House of Representatives shall
1220 serve an initial term of two years and one month, and (2) the other
1221 appointed directors shall serve an initial term of four years and one
1222 month. The appointment of each director for a term beginning on or
1223 after June 1, 2004, shall be made with the advice and consent of both
1224 houses of the General Assembly. The Governor shall designate one of
1225 the directors to serve as chairperson of the board, with the advice and
1226 consent of both houses of the General Assembly. The chairperson of the

1227 board shall serve at the pleasure of the Governor. Any appointed
1228 director who fails to attend three consecutive meetings of the board or
1229 who fails to attend fifty per cent of all meetings of the board held during
1230 any calendar year shall be deemed to have resigned from the board. Any
1231 vacancy occurring other than by expiration of term shall be filled in the
1232 same manner as the original appointment for the balance of the
1233 unexpired term. As used in this subsection, "municipal official" means
1234 the first selectman, mayor, city or town manager or chief financial officer
1235 of a municipality, or a municipal employee with extensive public works
1236 or waste management and recycling experience that has entered into a
1237 solid waste disposal services contract with the authority and pledged
1238 the municipality's full faith and credit for the payment of obligations
1239 under such contract.] (1) The Governor, or the Governor's designee, (2)
1240 the Secretary of the Office of Policy and Management, or the secretary's
1241 designee, (3) the Commissioner of Administrative Services, or the
1242 commissioner's designee, (4) the Commissioner of Energy and
1243 Environmental Protection, or the commissioner's designee, (5) the
1244 Commissioner of Economic and Community Development, or the
1245 commissioner's designee, (6) the Commissioner of Public Health, or the
1246 commissioner's designee, (7) one appointed by the president pro
1247 tempore of the Senate, (8) one appointed by the speaker of the House of
1248 Representatives, (9) one appointed by the minority leader of the Senate,
1249 (10) one appointed by the minority leader of the House of
1250 Representatives, and (11) one appointed by the mayor of Hartford.

1251 (c) The Governor, or the Governor's designee, shall serve as the
1252 chairperson and shall, with the approval of the other directors, appoint
1253 a president of the authority who shall be an employee of the authority
1254 and be paid a salary prescribed by the directors. The president shall
1255 supervise the administrative affairs and technical activities of the
1256 authority in accordance with the directives of the board.

1257 (d) Each appointed director shall be entitled to reimbursement for
1258 such director's actual and necessary expenses incurred during the
1259 performance of such director's official duties.

1260 (e) [Directors] Appointed directors may engage in private
1261 employment, or in a profession or business, subject to any applicable
1262 laws, rules and regulations of the state or federal government regarding
1263 official ethics or conflict of interest.

1264 (f) Six directors of the authority shall constitute a quorum for the
1265 transaction of any business or the exercise of any power of the authority,
1266 [provided, two directors from municipal government shall be present
1267 in order for a quorum to be in attendance.] For the transaction of any
1268 business or the exercise of any power of the authority, and except as
1269 otherwise provided in this chapter, the authority may act by a majority
1270 of the directors present at any meeting at which a quorum is in
1271 attendance. [If the legislative body of a municipality that is the site of a
1272 facility passes a resolution requesting the Governor to appoint a
1273 resident of such municipality to be an ad hoc member, the Governor
1274 shall make such appointment upon the next vacancy for the ad hoc
1275 members representing such facility. The Governor shall appoint, with
1276 the advice and consent of the General Assembly, ad hoc members to
1277 represent each facility operated by the authority provided at least one-
1278 half of such members shall be chief elected officials of municipalities, or
1279 their designees. Each such facility shall be represented by two such
1280 members. The ad hoc members shall be electors from a municipality or
1281 municipalities in the area to be served by the facility and shall vote only
1282 on matters concerning such facility. The terms of the ad hoc members
1283 shall be four years.]

1284 [(g) The board may delegate to three or more directors such board
1285 powers and duties as it may deem necessary and proper in conformity
1286 with the provisions of this chapter and its bylaws. At least one of such
1287 directors shall be a municipal official, as defined in subsection (b) of this
1288 section, and at least one of such directors shall not be a state employee.]

1289 [(h)] (g) Appointed directors may not designate a representative to
1290 perform in their absence their respective duties under this chapter.

1291 [(i) As used in this section, "director" includes such persons so

1292 designated, as provided in this section, and such designation shall be
1293 deemed temporary only and shall not affect any applicable civil service
1294 or retirement rights of any person so designated.]

1295 [(j)] (h) The appointing authority for any director may remove such
1296 director for inefficiency, neglect of duty or misconduct in office after
1297 giving the director a copy of the charges against the director and an
1298 opportunity to be heard, in person or by counsel, in the director's
1299 defense, upon not less than ten days' notice. If any director shall be so
1300 removed, the appointing authority for such director shall file in the
1301 office of the Secretary of the State a complete statement of charges made
1302 against such director and the appointing authority's findings on such
1303 statement of charges, together with a complete record of the
1304 proceedings.

1305 [(k)] (i) The authority shall [continue as long as it has bonds or other
1306 obligations outstanding and until its existence is terminated by law]
1307 terminate on July 1, 2025. Upon the termination of the existence of the
1308 authority, all its rights and properties shall pass to and be vested in the
1309 state of Connecticut in accordance with the provisions of section 17 of
1310 this act.

1311 [(l)] (j) The directors, members and officers of the authority and any
1312 person executing the bonds or notes of the authority shall not be liable
1313 personally on such bonds or notes or be subject to any personal liability
1314 or accountability by reason of the issuance thereof, nor shall any
1315 director, member or officer of the authority be personally liable for
1316 damage or injury, not wanton or wilful, caused in the performance of
1317 such person's duties and within the scope of such person's employment
1318 or appointment as such director, member or officer.

1319 [(m)] Notwithstanding any other provision of the general statutes, it
1320 shall not constitute a conflict of interest for a trustee, director, partner or
1321 officer of any person, firm or corporation, or any individual having a
1322 financial interest in a person, firm or corporation, to serve as a director
1323 of the authority, provided such trustee, director, partner, officer or

1324 individual shall abstain from deliberation, action or vote by the
1325 authority in specific respect to such person, firm or corporation.]

1326 Sec. 16. Subsection (b) of section 22a-262 of the general statutes is
1327 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1328 *2023*):

1329 (b) [These] The purposes of this section and subsection (a) of section
1330 11 of this act shall be considered to be operating responsibilities of the
1331 authority, in accordance with the state-wide solid waste management
1332 plan, and are to be considered in all respects public purposes.

1333 Sec. 17. (NEW) (*Effective July 1, 2025*) The Department of
1334 Administrative Services shall constitute a successor agency to the
1335 Connecticut Waste Authority in accordance with the provisions of
1336 subsections (a) to (d), inclusive, and subsection (f) of section 4-38d and
1337 section 4-38e of the general statutes.

1338 Sec. 18. Subsections (a) and (b) of section 16-244bb of the general
1339 statutes are repealed and the following is substituted in lieu thereof
1340 (*Effective from passage*):

1341 (a) There is established an account to be known as the sustainable
1342 materials management account which shall be a separate, nonlapsing
1343 account within the General Fund. The account shall contain moneys
1344 collected by the alternative compliance payment for Class II renewable
1345 portfolio standards pursuant to subsection (h) of section 16-244c and
1346 subsection (k) of section 16-245 and moneys deposited pursuant to
1347 subsection (f) of section 22a-232, as amended by this act. The
1348 Commissioner of Energy and Environmental Protection shall expend
1349 moneys from the account for the purposes of the program established
1350 under this section, provided the commissioner may also pledge such
1351 moneys for revenue bonds the proceeds of which shall be used to
1352 support waste infrastructure projects described in this section.

1353 (b) On and after January 1, 2023, the Commissioner of Energy and
1354 Environmental Protection shall establish and administer a sustainable

1355 materials management program to support solid waste reduction in the
1356 state through the provision of funding from the sustainable materials
1357 management account for purposes, including, but not limited to, grants,
1358 revolving loans, technical assistance, consulting services and waste
1359 characterization studies, to support programs and projects
1360 implemented by entities, including, but not limited to, municipalities,
1361 nonprofits and regional waste authorities. Funding from such program
1362 may be used to support the development of infrastructure necessary for
1363 the management of solid waste materials at upgraded, expanded or
1364 proposed facilities selected pursuant to section 3 of this act. Such
1365 programs and projects shall promote affordable, sustainable and self-
1366 sufficient management of waste within the state by reducing solid waste
1367 generation or diverting solid waste from disposal, consistent with the
1368 state-wide solid waste management plan established pursuant to
1369 section 22a-228.

1370 Sec. 19. Section 22a-265a of the general statutes is repealed. (*Effective*
1371 *July 1, 2023*)

1372 Sec. 20. Sections 22a-260 to 22a-284, inclusive, of the general statutes
1373 and sections 10 and 11 of this act are repealed. (*Effective July 1, 2025*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2023</i>	New section
Sec. 2	<i>October 1, 2023</i>	New section
Sec. 3	<i>July 1, 2023</i>	New section
Sec. 4	<i>from passage</i>	22a-220(f)
Sec. 5	<i>October 1, 2023</i>	22a-220(k)
Sec. 6	<i>from passage</i>	22a-220a(a)
Sec. 7	<i>from passage</i>	22a-226e(a)(3)
Sec. 8	<i>July 1, 2023</i>	22a-232
Sec. 9	<i>from passage</i>	22a-2411(a)
Sec. 10	<i>July 1, 2023</i>	New section
Sec. 11	<i>July 1, 2023</i>	New section
Sec. 12	<i>from passage</i>	New section
Sec. 13	<i>from passage</i>	New section

Sec. 14	<i>July 1, 2023</i>	New section
Sec. 15	<i>July 1, 2023</i>	22a-261
Sec. 16	<i>July 1, 2023</i>	22a-262(b)
Sec. 17	<i>July 1, 2025</i>	New section
Sec. 18	<i>from passage</i>	16-244bb(a) and (b)
Sec. 19	<i>July 1, 2023</i>	Repealer section
Sec. 20	<i>July 1, 2025</i>	Repealer section

ENV *Joint Favorable Subst.*

FIN *Joint Favorable*